

PATTON, BOGGS & BLOW

Ms. Donna R. Searcy

May 22, 1989

Page 2

In connection with a final engineering evaluation that was performed on May 8, she was distressed to learn that a serious engineering error had come to light, so that the location to which she had hoped to move the tower would not in fact comply with 47 C.F.R. § 73.315(b).

Once Mrs. Schreiber and I discovered that this engineering error would preclude her filing by the May 8 time as specified in 73.3535, I reviewed her circumstances with Michael Wagner, Supervisory Attorney, FM Branch, Mass Media Bureau, Audio Services Division, and Barbara Kreisman, Deputy Division Chief, Audio Services at the Commission in order to determine the best course of action.

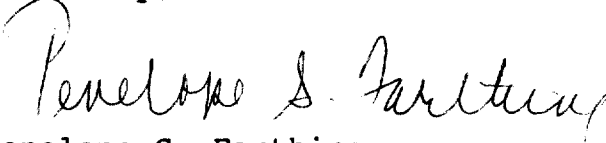
Currently, Mrs. Schreiber is proceeding with due diligence to find another site that is technically feasible and complies with all the Commission's rules.

The unforeseen and wholly uncontrollable delay is unfortunate, both for Mrs. Schreiber and for the community at large. However, in accordance with section 73.3535(b) she "has taken all possible steps to expeditiously resolve the problem" and will proceed promptly with construction once an acceptable site is identified. She fully intends to build and operate this new facility.

The permittee seeks only a brief extension of time. In the interests of both fairness and the public, we respectfully seek favorable treatment of this request.

Thank you for your consideration.

Sincerely,

  
Penelope S. Farthing

PSF/jed

cc: Barbara Kreisman (by hand)  
Michael Wagner (by hand)

folder

United States of America

FEDERAL COMMUNICATIONS COMMISSION



FM BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

-----  
THERESA SCHREIBER  
BOX 22-3114  
HOLLYWOOD, FL 33022  
-----

Authorizing Official:

*Penelope A. Dade*  
-----  
Penelope A. Dade  
Supr Applications Examiner, FM Branch  
Audio Services Division  
Mass Media Bureau

Grant Date: August 08, 1988

Call sign: WJCS

This permit expires 3:00 am.  
local time: February 08, 1990

Permit File No.: BPH-860918MU

This authorization re-issued to reflect a call sign change from  
860918MU to WJCS effective 9/26/89.

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 73.1610 and 73.1620 of the Commission's Rules.

Name of permittee:

THERESA SCHREIBER

Station Location:

NC-BAYBORO

Frequency (MHz): 97.9

Call sign: WJCS

Permit No.: BPH-860918MU

Channel: 250

Class: A

Hours of Operation: Unlimited

Transmitter location (address or description):

AT JUNCTION OF RT 306 & 1100 4.2 MI N OF ARAPAHOE, N.C.

Transmitter: Type accepted. See Sections 73.1660, 73.1665 and 73.1670  
of the Commission's Rules.

Transmitter output power: As required to achieve authorized ERP.

Antenna type: (directional or non-directional): Non-directional

Antenna coordinates: North Latitude: 35 05 6.0  
West Longitude: 76 50 23.0

|  | Horizontally<br>Polarized<br>Antenna | Vertically<br>Polarized<br>Antenna |
|--|--------------------------------------|------------------------------------|
| Effective radiated power in the<br>horizontal plane (kW) . . . . . :                                     | 3.00                                 | 3.00                               |
| Height of radiation center above<br>ground (meters) . . . . . :  | 87.0                                 | 87.0                               |
| Height of radiation center above<br>mean sea level (meters) . . . . . :                                  | 98.0                                 | 98.0                               |
| Height of radiation center above<br>average terrain (meters) . . . . . :                                 | 95.0                                 | 95.0                               |
| Overall height of antenna structure above ground (including obstruction<br>lighting, if any) . . . . . : | 91.0 meters                          |                                    |

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

Paragraph 1.0, FCC Form 715 (March 1978):

Antenna structures shall be painted throughout their height with alternate bands of aviation surface orange and white, terminating with aviation surface orange bands at both top and bottom. The width of the bands shall be equal and approximately one-seventh the height of the structure, provided however, that the bands shall not be more than 100 feet nor less than 1 and 1/2 feet in width. All towers shall be cleaned and repainted as often as necessary to maintain good visibility.

Paragraph 3.0, FCC Form 715 (March 1978):

There shall be installed at the top of the structure one 300 m/m electric code beacon equipped with two 620- or 700-watt lamps (PS-40, Code Beacon type), both lamps to burn simultaneously, and equipped with aviation red color filters. Where a rod or other construction of not more than 20 feet in height and incapable of supporting this beacon is mounted on top of the structure and it is determined that this additional construction does not permit unobstructed visibility of the code beacon from aircraft at any normal angle of approach, there shall be installed two such beacons positioned so as to insure unobstructed visibility of at least one of the beacons from aircraft at any normal angle of approach. The beacons shall be equipped with a flashing mechanism producing not more than 40 flashes per minute nor less than 12 flashes per minute with a period of darkness equal to approximately one-half of the luminous period.

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704

WJCS

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D. C. 20554

✓  
THERESA SCHREIBER  
P.O. BOX 22-3314  
HOLLYWOOD, FL 33022 ✓

In Reply Refer To:  
8700

**NOTICE TO PERMITTEE:**

✓  
The Commission on AUGUST 8, 1988, granted your application, File No. BPH-860918MU, authorizing construction of a new FM broadcast station at BAYBORO, NC. The construction permit is enclosed. (Note that call letters have not been assigned).

In the event you have not already done so, it is requested that you submit immediately, a list of at least five call signs, in order of your preference (See Section 73.3550 of the Commission Rules), as program test authority cannot be granted pending the selection and assignment of a call sign. If such request is not received within 30 days of the date of this letter, the Commission will assign a call sign of its own choice.

Your attention is directed to Section 73.3615(b) of the Commission Rules, which requires the filing of an Ownership Report (FCC Form 323) within thirty (30) days of the date of grant of the construction permit by the Commission. In the event you are the licensee/permittee of another station and have on file a current Ownership Report, you may complete and file only page one of FCC Form 323 to reflect the acquisition of the station listed above. However, if there are additional changes that must be reported under Section 73.3615(a) of the Rules, a complete Ownership Report must be filed.

Contractual information required by Section 73.3613 not currently reported or on file with the Commission should be fully reported in Item 6, page one of the Ownership Report and copies of each instrument should be submitted with the report. Enclosed herewith are copies of the Ownership Report. Instructions for completing the report are on the reverse side.

It is extremely important that this office be kept informed as to your current mailing address, since future correspondence with you, including urgent telegraphic messages, will be sent to the address shown in our records. Please check the above mailing address and notify this office of any change.

RECEIVED

OCT 03 1989

Chief, FM Branch  
Mass Media Bureau

FM EXAMINERS

Enclosures

PN-119

CF 88-805  
B. A. P.  
Assigned 9/26/89

Folder

**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D. C. 20554**

**THERESA SCHREIBER**  
**P.O. BOX 22-3114**  
**HOLLYWOOD, FL 33022**

**In Reply Refer To:**  
**8700**

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**Chief, FM Branch**  
**Mass Media Bureau**

**Enclosures**

United States of America

FEDERAL COMMUNICATIONS COMMISSION

FM BROADCAST STATION CONSTRUCTION PERMIT



Official Mailing Address:

-----  
THERESA SCHREIBER  
P.O. BOX 22-3114  
HOLLYWOOD, FL 33022  
-----

Authorizing Official:

*Deborah Price*  
-----  
Deborah Price  
Supr Applications Examiner, FM Branch  
Audio Services Division  
Mass Media Bureau

Grant Date: August 08, 1988

Call sign: 860918MU

This permit expires 3:00 am.  
local time: February 08, 1990

Permit File No.: BPH-860918MU

This authorization re-issued to reflect a change in official mailing address effective 9/09/88

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

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Equipment and program tests shall be conducted only pursuant to Sections 73.1610 and 73.1620 of the Commission's Rules.

Name of permittee:

THERESA SCHREIBER

Station Location:

NC-BAYBORO

Frequency (MHz): 97.9



Call sign: 860918MU

Permit No.: BPH-860918MU

Channel: 250

Class: A

Hours of Operation: Unlimited

Transmitter location (address or description):

AT JUNCTION OF RT 306 & 1100 4.2 MI N OF ARAPAHOE, N.C.

Transmitter: Type accepted. See Sections 73.1660, 73.1665 and 73.1670  
of the Commission's Rules.

Transmitter output power: As required to achieve authorized ERP.

Antenna type: (directional or non-directional): Non-directional

Antenna coordinates: North Latitude: 35 05 6.0

West Longitude: 76 50 23.0

|  | Horizontally<br>Polarized<br>Antenna | Vertically<br>Polarized<br>Antenna |
|--|--------------------------------------|------------------------------------|
| Effective radiated power in the<br>horizontal plane (kW) . . . . . :                                     | 3.00                                 | 3.00                               |
| Height of radiation center above<br>ground (meters) . . . . . :  | 87.0                                 | 87.0                               |
| Height of radiation center above<br>mean sea level (meters) . . . . . :                                  | 98.0                                 | 98.0                               |
| Height of radiation center above<br>average terrain (meters) . . . . . :                                 | 95.0                                 | 95.0                               |
| Overall height of antenna structure above ground (including obstruction<br>lighting, if any) . . . . . : | 91.0 meters                          |                                    |

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

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FEDERAL COMMUNICATIONS COMMISSION



FM BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

-----  
THERESA SCHREIBER  
BOX 22-3114  
HOLLYWOOD, FL 33022  
-----

Authorizing Official:

*Deborah Price*  
-----  
Deborah Price  
Supr Applications Examiner, FM Branch  
Audio Services Division  
Mass Media Bureau

Grant Date: August 08, 1988

Call sign: 860918MU

This permit expires 3:00 am.  
local time: February 08, 1990

Permit File No.: BPH-860918MU

This authorization re-issued to reflect a change in official mailing address effective 9/20/88

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

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Equipment and program tests shall be conducted only pursuant to Sections 73.1610 and 73.1620 of the Commission's Rules.

Name of permittee:

THERESA SCHREIBER

Station Location:

NC-BAYBORO

Frequency (MHz): 97.9

Call sign: 860918MU

Permit No.: BPH-860918MU

Channel: 250

Class: A

Hours of Operation: Unlimited

Transmitter location (address or description):

AT JUNCTION OF RT 306 & 1100 4.2 MI N OF ARAPAHOE, N.C.

Transmitter: Type accepted. See Sections 73.1660, 73.1665 and 73.1670  
of the Commission's Rules.

Transmitter output power: As required to achieve authorized ERP.

Antenna type: (directional or non-directional): Non-directional

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West Longitude: 76 50 23.0

|  | Horizontally<br>Polarized<br>Antenna | Vertically<br>Polarized<br>Antenna |
|--|--------------------------------------|------------------------------------|
| Effective radiated power in the<br>horizontal plane (kW) . . . . . :                                     | 3.00                                 | 3.00                               |
| Height of radiation center above<br>ground (meters) . . . . . :  | 87.0                                 | 87.0                               |
| Height of radiation center above<br>mean sea level (meters) . . . . . :                                  | 98.0                                 | 98.0                               |
| Height of radiation center above<br>average terrain (meters) . . . . . :                                 | 95.0                                 | 95.0                               |
| Overall height of antenna structure above ground (including obstruction<br>lighting, if any) . . . . . : | 91.0 meters                          |                                    |

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*folder*

United States of America

FEDERAL COMMUNICATIONS COMMISSION

FM BROADCAST STATION CONSTRUCTION PERMIT



Official Mailing Address:

-----  
THERESA SCHREIBER  
P. O. BOX 22-3314  
HOLLYWOOD, FL 33022  
-----

Authorizing Official:

*George A. Enuton*  
-----  
George A. Enuton  
Supervisory Engineer, FM Branch  
Audio Services Division  
Mass Media Bureau

Grant Date: **AUG 08 1988**

Call sign: 860918MU

This permit expires 3:00 am.  
local time 18 months after  
grant date specified above

Permit File No.: BPH-860918MU

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Name of permittee:

THERESA SCHREIBER

Station Location:

NC-BAYBORO

Frequency (MHz): 97.9

Channel: 250

Class: A



Call sign: 860918MU

Permit No.: BPH-860918MU

Hours of Operation: Unlimited

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871015 MI

LAW OFFICES

MILLER & FIELDS, P. C.

SUITE 760

1990 M STREET, NW

WASHINGTON, DC 20036

(202) 785-2720

JERROLD D. MILLER  
SAMUEL MILLER  
MARK E. FIELDS

OCT 15 12 20 PM '87  
MAILING ADDRESS:  
P.O. BOX 33003  
WASHINGTON, DC 20033



October 15, 1987

ORIGINAL

RECEIVED

OCT 15 1987

Federal Communications Commission  
Office of the Secretary

Secretary  
Federal Communications Commission  
Washington, DC 20554

Dear Sir:

870918 MU

Transmitted herewith in triplicate is ~~the~~ the pending application of Central Virginia Broadcasters for a new station at Lynchburg, Virginia (filed September 18, 1987).

Please contact the undersigned if there are any questions concerning this matter.

Sincerely,

  
Jerrold Miller

JM/pg  
Encl.

RECEIVED

OCT 19 1987

FM EXAMINERS

RECEIVED

OCT 15 1987

Federal Communications Commission  
Office of the Secretary

AMENDMENT

The application of Central Virginia Broadcasters for a new FM station on Channel 290A, Lynchburg, Virginia, is amended to replace the Exhibit E-5 of the original application with the attached. This is to correct an inadvertent error in the calculation of the figures in the column marked "CRAAT".

Dated this 9 day of October, 1987.

CENTRAL VIRGINIA BROADCASTERS

By Carla E. Heider  
President

AMENDED

FM

LYNCHBURG, VA      CHANNEL 290A

CENTER OF RADIATION AMSL, METERS: 324

| AZIM.    | M E T E R S |            | DISTANCE: KILOMETERS TO CONTOUR, DBU |      |      |
|----------|-------------|------------|--------------------------------------|------|------|
|          | AVTER       | CRAAT      | DBK                                  | 70   | 60   |
| 0        | 251         | 73         | 4.77                                 | 11.6 | 20.7 |
| 45       | 226         | 98         | 4.77                                 | 13.4 | 23.8 |
| 90       | 195         | 129        | 4.77                                 | 15.4 | 27.1 |
| 135      | 206         | 118        | 4.77                                 | 14.7 | 26.0 |
| 180      | 231         | 93         | 4.77                                 | 13.0 | 23.2 |
| 225      | 250         | 74         | 4.77                                 | 11.7 | 20.8 |
| 270      | 221         | 103        | 4.77                                 | 13.7 | 24.4 |
| 315      | 213         | 111        | 4.77                                 | 14.2 | 25.2 |
| -----    |             |            |                                      |      |      |
| AVERAGE: | 224         | 100 METERS |                                      |      |      |
| -----    |             |            |                                      |      |      |
| *246.0   | 228         | 96         | 4.77                                 | 13.2 | 23.5 |

\*NOT INCLUDED IN AVERAGE

For Commission Use Only  
File No. 860918MU

United States of America  
Federal Communications Commission  
Washington, D.C. 20554

Approved by OMB  
: 3080-0027  
Expires 12/31/87

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION  
(Carefully read instructions before filling out Form—RETURN ONLY FORM TO FCC)

RECEIVED BY  
SEP 18 1986  
MAIL BRANCH

DUPLICATE

Section I

1. Name of Applicant

DUPLICATE  
THERESA SCHNEIDER

Street Address

C/O T O J O ENTERTAINMENT  
POST OFFICE BOX 22-3314

City

H O L L Y W O O D

State

F L

ZIP Code

3 3 0 2 2 -

Telephone No.

(Include Area Co

(305) 454-531

Send notices and communications to the following named person at the address below:

Name

SAME AS ABOVE

Street Address

City

State

ZIP Code

Telephone No.

(Include Area Co

2. This application is for:

☐ AM

☒ FM

☐ TV

(a) Channel No. or Frequency: 97.9 MHz, CH 250A

(b) Community of license:

City

B A Y B O R O

State

N C

(c) Check one of the following boxes:

New Station

☒

Modification of

Construction Permit

Change in existing station

Major

Minor

☐

☐

Call Letters

-

Amendment to pending

Application

☐

Give reference No. \_\_\_\_\_

☐

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?

☐ YES

☒ NO

If Yes, state:

Call letters:

Community of license:

NOT APPLICABLE

REC'D MASS MED BUR

SEP 23 1986

PUBLIC REF. ROOM

City

State

## Section II

## Legal Qualifications

Name of Applicant

THERESA SCHREIBER

1. Applicant is: (check one box below)

- ☒ an individual      ☐ a general partnership      ☐ a corporation  
☐ a limited partnership      ☐ other

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership or corporation, describe in Exhibit No. N/A the nature of the applicant.

## Citizenship And Other Statutory Requirements

YES      NO

3. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and Foreign governments? ☒      ☐
- (b) Will any funds, credits, etc., for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents? ☐      ☒

If yes, provide particulars as Exhibit No. N/A.

4. (a) Has an adverse finding been made, adverse final action taken or consent decree approved by any court or administrative body as to the applicant or any party to the application in any civil or criminal proceeding brought under the provisions of any law related to the following:  
Any felony, antitrust, unfair competition, fraud, unfair labor practices or discrimination? ☐      ☒
- (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a)? ☐      ☒

If the answer to (a) or (b) above is Yes, attach as Exhibit No. N/A, a full disclosure concerning the persons and matters involved, identifying the court or administrative body and the proceeding (by dates and file numbers), stating the facts upon which the proceeding was based or the nature of the offense committed, and disposition or current status of the matter.



## Legal Qualifications

Table 1 Parties To Application

INSTRUCTIONS: If applicant is an individual, fill out column (a) only. If applicant is a partnership, fill out columns (a), (b), and (d), stated as to each general or limited partner (including silent partners): (a) name and residence, (b) nature of partnership interest (i.e., general or limited), and (d) percent of ownership interest. If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificate or other ownership interest, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or owner interests or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or owner interest, except that if such entity is a bank, insurance company or investment company (as defined by 15 U.S.C. §80a-3) which does not invest for purposes of control, the stock, membership or owner interest need only be reported if 5% or more.

| Name and Residence ( <i>Home</i> )<br>Address(es)<br><br>(a)                           | Nature of Partnership<br>Interest or<br>Office Held<br><br>(b) | Director or<br>Member of<br>Governing<br>Board |    | % of:<br>Ownership (O) or<br>Partnership (P) or<br>Voting Stock (VS) or<br>Membership (M)<br><br>(d) |
|--|--|--|----|--|
|  |  | YES  | NO |  |
|  |  | (c)  |    |  |
| <b>THERESA SCHREIBER</b><br><b>P.O. BOX 22-3114</b><br><b>HOLLYWOOD, FLORIDA 33022</b> |  |  |    |  |